



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/467,551	12/10/1999	LYNN Y. LIU	AIMN-01-006	2530

7590 01/03/2003

DONALD J. PAGEL
LAW OFFICE OF DONALD J. PAGEL
586 N. FIRST STREET
SUITE 207
SAN JOSE, CA 95112

EXAMINER

NGUYEN, NGA B

ART UNIT	PAPER NUMBER
----------	--------------

3628

DATE MAILED: 01/03/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

SK

Office Action SummaryApplication No.
09/467,551Applicant(s)
Liu et al.Examiner
Nga B. NguyenArt Unit
3628

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE three MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Aug 28, 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-9, 11-13, 16-18, and 20 is/are pending in the application.
- 4a) Of the above, claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-9, 11-13, 16-18, and 20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- a) ☐ All b) ☐ Some* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- *See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- 15) ☒ Notice of References Cited (PTO-892) 18) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 16) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 19) ☐ Notice of Informal Patent Application (PTO-152)
- 17) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____ 20) ☐ Other:

Art Unit: 3628

DETAILED ACTION

1. This Office Action is the answer to the communication filed on August 28, 2002, which paper has been placed of record in the file.
2. Claims 10, 14, 15, 19 are canceled. Claims 1-9, 11-13, 16-18, and 20 are pending in this application.

Response to Arguments/Amendment

3. Applicant's arguments with respect to claims 1-9, 11-13, 16-18, and 20 have been considered but are moot in view of the new grounds of rejection.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1-9, 11-13, 16-18, and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Network World Journal in view of Hayes, U.S. Patent No. 5,732,127.

Regarding to claims 1, 4, Network World discloses a method of accounting for services provided in an Internet access transaction comprising:

Art Unit: 3628

using a first server to track an amount of time a first user is connected to the Internet through a first system operated by a first Internet Service Provider with whom the user does not have an account that allows the first Internet Service Provider to bill the user directly for the amount of time the user was connected to the Internet through the first system (see the entire document).

Hayes discloses the accounting system for a roaming mobile station included transmitting a user record from the first server to a central settlement server; and using the central settlement server to generate a report from the user record (column 4, lines 42-60). Although, Hayes does not show user record comprising data that includes an identifier for the user and the amount of time the user was connected to the first system and the report including at least the amount of time the user was connected to the first system, it is obvious an well known to include the user identifier and the amount of time the user was connected to the first system in Hayes's Call Detail Records and bill (report) in order to calculate the charge applied in every call made by the user. For example, the mobile telephone billing statement usually includes the amount of time and amount of charge based on the amount of time for every call the user made. Moreover, Hayes does not show the report being provided to a second Service Provider with whom the user does have an account and to the first Service Provider. However, it is obvious for the Hayes's Administrative center to provide the report to first and second Service provider for future references.

Art Unit: 3628

Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to combine Hayes' s feature above with Network World's for the purpose of generating a report for the user in Internet roaming service.

Regarding to claims 2,3, Network World does not teach before generating the report, filtering the data in the user record includes the removal of duplicate records. However, filtering the data in the user record includes the removal of duplicate records is well-known in the art of data processing. Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include the feature above with Network World's for the purpose of removing of duplicate records for generating a bill.

Regarding to claim 5, Network World does not disclose storing the user record on a second server before transmitting the user record to the central settlement server. However, storing or backup data on a second server is well-known in the art backup data. Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include the feature above with Network World's for the security purpose.

Claims 6, 9, 18, 20 contain similar limitations found in claims 1-5, as discussed above, therefore, are rejected by the same rationale.

Regarding to claims 7-8, Network World does not disclose making the report available to the first Internet Service provider comprises publishing the roaming report on a World Wide Web server accessible by the first Internet Service Provider. However, assess the data published on the World Wide Web server is well-known in the art. Therefore, it would have been obvious

Art Unit: 3628

to one with ordinary skill in the art at the time the invention was made to include the feature above with Network World's for the purpose of providing more convenient for publisher/advertiser can view the billing information over the World Wide Web.

Regarding to claim 11, Network World does not disclose after the settlement report is made available to the second Internet Service Provider, transmitting funds from the second Internet Service Provider to a settlement operator and transmitting funds from the settlement operator to the first Internet Service Provider. However, transferring funds from second service provider to first service provider regarding to roaming service is well known in the art. Therefore, it would have been obvious to combine the feature above with Network World's for the purpose of allocating fund to first service provide whom the user made the roaming call.

Claims 12, 13, 16, 17 are written in means that parallel the limitations found in claims 6-9 discussed above, therefore are rejected by the same rationale.

Conclusion

6. Claims **1-9, 11-13, 16-18, and 20** are rejected.
7. The prior arts made of record are considered pertinent to applicant's disclosure:
(See PTO-892 for the list of prior arts).
8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nga B. Nguyen, whose telephone number is (703)306-2901. The examiner can normally be reached on Monday-Thursday from 8:30 AM-6:00 PM.

Art Unit: 3628

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hyung S. Sough, can be reached on (703)308-0505.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703)308-1113.

9. Any response to this action should be mail to:

Commissioner of Patents and Trademarks
c/o Technology Center 3600
Washington, D.C. 20231

or faxed to:

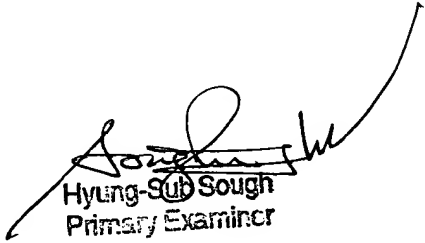
(703) 305-7687, (for formal communications intended for entry)

or:

(703) 308-3961 (for informal or draft communications, please label
"PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park 5, 2451 Crystal Drive,
Arlington, VA, Seventh Floor (Receptionist).

Nga B. Nguyen
December 27, 2002


Hyung-Sub Sough
Primary Examiner